

IPW

DOCKET NO.: T0450.70036US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John Tesar et al.  
Serial No.: 10/809,793  
Confirmation No.: 7139  
Filed: March 25, 2004  
For: LENS ASSEMBLY AND OPTICAL IMAGING SYSTEM  
USING SAME  
Examiner: Jack Dinh  
Art Unit: 2873

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 2nd day of February, 2006.

Janine Michalski  
Signature

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing are the following documents:

- [X] STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98 PTO FORM 1449 AND REFERENCES CITED
- [X] STATEMENT OF SMALL ENTITY
- [X] RETURN POST CARD

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (617)720-3500, Boston, Massachusetts.

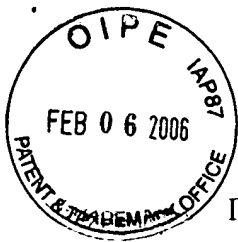
A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

By:

Neil P. Ferraro  
Neil P. Ferraro, Reg. No. 39,188  
Amy F. Mendel, Reg. No. 55,452  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, Massachusetts 02210-2206  
Telephone: (617) 646-8000

Docket No.: T0450.70036US00  
Date: February 2, 2006  
xxNDDxx



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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants requests consideration of this Information Disclosure Statement.

**PART I: Compliance with 37 C.F.R. §1.97**

This Information Disclosure Statement has been filed before the mailing of a first Office action on the merits in the above-identified case.

No fee or certification is required.

**PART II: Information Cited**

Applicants hereby make of record in the above-identified application the information listed on the attached form PTO-1449 (modified PTO/SB/08). The order of presentation of the references should not be construed as an indication of the importance of the references.

Applicants would like to bring to the Examiner's attention the enclosed international search report dated December 23, 2005 from International Application No.: PCT/US2005/008260 which is the corresponding international application to U.S. Serial No. 10/798,841, of which this application is a continuation-in-part.

PART III Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified PTO/SB/08):

An English-language Abstract is provided for Japanese references JP 10 206 922.

PART IV: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 (modified PTO/SB/08) be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, Applicants make no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, Applicants make no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, Applicants make no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Serial No.: 10/809,793  
Conf. No.: 7139

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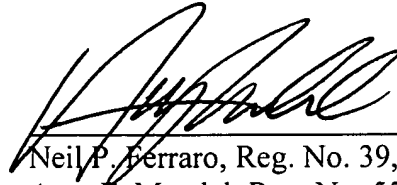
Art Unit: 2873

Notwithstanding any statements by Applicants, the Examiner is urged to form his or her own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

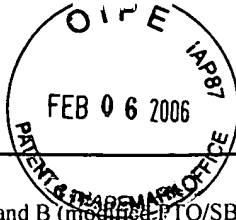
Respectfully submitted,

By:



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Boston, Massachusetts 02210-2206  
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FORM PTO-1449/A and B (modified PTO/SB/08)

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Sheet 1 of 1

APPLICATION NO.: 10/809,793	ATTY. DOCKET NO.: T0450.70036US00
FILING DATE: March 25, 2004	CONFIRMATION NO.: 7139
APPLICANT: John Tesar, et al.	
GROUP ART UNIT: 2873	EXAMINER: Jack Dinh

**U.S. PATENT DOCUMENTS**

Examiner's Initials #	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or Issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
		2001/0036022	A1	Akiko Takatsuki	11/01/2001
		2,807,983		Tronnier	10/01/1957
		2,894,431		Miles	07/14/1959
		3,504,961		Hoogland, et al.	04/07/1970
		4,291,952		Takase, et al.	09/29/1981
		5,646,788		Bietry	0708//1997
		6,282,033		Ning	08/28/2001

**FOREIGN PATENT DOCUMENTS**

Examiner's Initials #	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/ Country	Number	Kind Code			
		JP	10206922	A	NIKON CORP.	08/07/1998	Abstract

**OTHER ART — NON PATENT LITERATURE DOCUMENTS**

Examiner's Initials #	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)
		International Search Report PCT/US2005/008260 dated December 23, 2005	

EXAMINER:

DATE CONSIDERED:

# EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.



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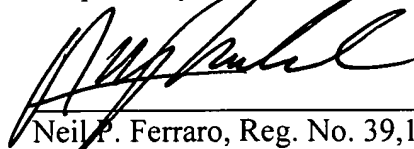
**STATEMENT OF SMALL ENTITY**

Applicants claim small entity status pursuant to 37 C.F.R. 1.27.

No fee is believed to be due at this time. If any fee is due it may be charged to the account of the undersigned, Deposit Account No. 23/2825.

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